

BILL NO. 87-5

COUNTY COUNCIL
OF
HARFORD COUNTY, MARYLAND

BILL NO. 87-5

Introduced by Council President Hardwicke at the
request of the County Executive

Legislative Day No. 87-5 Date February 10, 1987

AN ACT to repeal and re-enact, with amendments, Section 6-23, heading, Lease and Rental Charges, of Article VI, heading, Trailer and Mobile Home Parks, of Chapter 6, heading, Businesses, of the Harford County Code, as amended; to provide for liens on property for delinquent excise taxes pursuant to State law.

By the Council, February 10, 1987

Introduced, read first time, ordered posted and public hearing scheduled

on: March 10, 1987

at: 7:00 P.M.

By Order: Doris Poulsen, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was

held on March 10, 1987

and concluded on March 10, 1987

Doris Poulsen, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW. [Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

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1 Section 1. Be It Enacted By The County Council of Harford County,
2 Maryland, that Section 6-23, heading, Lease and Rental Charges, of
3 Article VI, heading, Trailer and Mobile Home Parks, of Chapter 6,
4 heading, Businesses, of the Harford County Code, as amended, be,
5 and is hereby repealed and re-enacted, all to read as follows:

6 Chapter 6. Businesses.

7 Article VI. Trailer and Mobile Home Parks.

8 Section 6-23. Lease and Rental Charges.

9 (a) The operator of every vehicular trailer camp or mobile
10 home park shall collect from the lessee or tenant of each trailer
11 coach or mobile home space, for the privilege of leasing or
12 renting the space, a monthly excise tax of seven dollars (\$7.00).

13 (b) Such operator collecting the tax shall hold it to the
14 account of the Treasurer of the County and on the first days of
15 April, July, October, and January in each year shall remit to the
16 Treasurer the total amount of his collections for that purpose.
17 The money paid to the Treasurer shall be credited to the general
18 funds of the County, provided that this tax shall not apply if the
19 County Council has assessed the trailers or mobile homes under the
20 provisions of [Article 81] THE TAX-PROPERTY ARTICLE of the
21 Annotated Code of Maryland. If an operator fails to collect the
22 tax from a lessee or tenant at the same time as he collects rent,
23 the operator and not the lessee/tenant shall be liable for the
24 tax. The taxes collected shall be due quarterly as stated and
25 after fifteen (15) days from their due date shall bear interest at
26 the rate of one and one-half percent (1 1/2%) per month or
27 fraction thereof until paid in full. THE EXCISE TAX SHALL, WHEN
28 DUE AND PAYABLE, CONSTITUTE A LIEN ON THE REAL PROPERTY, AND
29 PURSUANT TO SECTION 14-801 OF THE TAX-PROPERTY ARTICLE OF THE
30 ANNOTATED CODE OF MARYLAND, CAN RENDER THE REAL PROPERTY SUBJECT
31 TO A TAX SALE IN ACCORDANCE WITH LAW.
32

1 (c) If the operator fails to notify a tenant or lessee of
2 the tax before the tenant or lessee takes possession of a space or
3 enters into a lease agreement, whichever shall come first, the
4 operator must pay the tax for each month that he fails to notify
5 the lessee or tenant, and, upon notifying the tenant or lessee
6 late, the operator shall also notify the tenant or lessee that the
7 tenant or lessee has sixty (60) days within which he can terminate
8 the lease upon no notice to the operator, notwithstanding any
9 provisions of the lease to the contrary.

10 Section 2. And Be It Further Enacted, that this act shall take
11 effect sixty (60) calendar days from the date it becomes law.

12 EFFECTIVE: May 18, 1987

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14 *The Secretary of the Council does hereby*
15 *certify that fifteen (15) copies of this Bill*
16 *are immediately available for distribution to*
17 *the public and the press.*

18 *Doris Poulsea*, Secretary
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87-5

BY THE COUNCIL

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Read the third time.

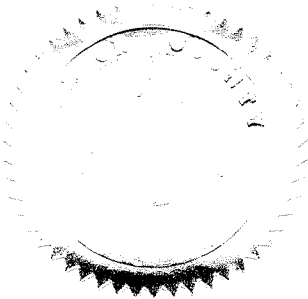
Passed LSD 87-8 (March 10, 1987)

Failed of Passage _____

By order

Doris Poulsen, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 11th day of March, 1987
at 3:00 o'clock P.M.



Doris Poulsen, Secretary

BY THE EXECUTIVE

APPROVED:

[Signature]
County Executive
Date 3-18-87

BY THE COUNCIL

This Bill (No. 87-5), having been approved by the Executive
and returned to the Council, becomes law on March 18, 1987.

Doris Poulsen, Secretary

EFFECTIVE DATE: May 18, 1987

87-5